Atty. Docket No. 8021-188 (SS\_18085-US)



Applicant(s): Je-Kook Kim et al.

Group Art Unit: 2651

Serial No.:

10/706,819

Date: July 11, 2005

Filed:

November 12, 2003

For:

APPARATUS AND METHOD FOR DETECTING OPTICAL

DISC TYPE AND/OR ADJUSTING TRACK BALANCE

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO-1449 is brought to the attention of the Examiner. Copies of the listed items are enclosed.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>July 11, 2005</u>.

Dated: <u>July 11, 2005</u>

Frank Chau

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

- [ ] This information disclosure statement is being filed within three (3) months of the filing date of this application.
- [ ] This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application.
- [ ] To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- [x] Statement under 37 C.F.R. § 1.97(e):
  I hereby state that each item of information contained in this Information
  Disclosure Statement was first cited in a communication from a foreign
  patent office in a counterpart foreign application not more than 3 months

prior to the filing of this statement.

- [ ] Enclosed herewith is a petition under 37 C.F.R. § 1.97(d)(ii).
   [ ] Enclosed by check is the petition fee of \$130.00. (37 C.F.R. § 1.17(i)(1))
   [ ] Please charge the fee of \$130.00 for petition fee by Credit Card
- [ ] Enclosed by check is the \$180.00 fee required by 37 C.F.R. § 1.17(p).

Payment Form PTO-2038 enclosed herewith.

- [ ] Please charge the fee of \$180.00 fee required by 37 C.F.R. § 1.17(p) by Credit Card Payment Form PTO-2038 enclosed herewith.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 50-0679. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 50-0679 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

Frank Char

Reg. No. 34,136

Attorney for Applicant(s)

F. CHAU & ASSOCIATES, LLC 130 Woodbury Road Woodbury, New York 11797

Tel.: (516) 692-8888 Fax: (516) 692-8889

FC/JWP:nbr

Form PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO.		SERIAL NO.		
PE CIA			8021-188 (SS-18085-US) 10/706,819					
O INFORMATION DISCLOSURE				APPLICANT				
STATEMENT BY APPLICANT				Je-Kook Kim et al.				
(Lipie several sheets if necessary)				FILING DATE GROUP ART UNIT				
				November 12, 2003 2651				
			II C DAT	THE DOCUMENTO				
EXAMIN	FR	DOCUMENT	DATE	NAME CLAS		S SUBCLASS	FILING DATE	
INITIAL		NUMBER	DATE	IVAIVIL	CLAS	3 30801433	IF APPROPRIATE	
							ALLIN	of .
				- 1 - 1				
							<u> </u>	·
FOREIGN PATENT DOCUMENTS								
		PUBLICATION NUMBER	DATE MM/DD/YYYY	COUNTRY	CLASS	SUBCLASS	ABSTRACT TRANSLATION—	
							YES	NO
	KR	1998-0086187	12/05/1998	KOREA	G11B	7/09	X	, and the control of
								3 901 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)								
-								ans an
EXAMINER DATE CONSIDERED								
* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								
(Form PTO-1449 [6-4])								
<u>:</u>								en espire